

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:

Chapter 7

ALFRED PLACERES,

Debtor.

Case No. 15-10691-SMB

JOSE BORGES,

Plaintiff,

Adversary Proceeding
Case No. 15-01356-SMB

-against-

ALFRED PLACERES,

Defendant.

**NOTICE OF CROSS-MOTION BY PLAINTIFF FOR PARTIAL SUMMARY JUDGMENT ON
COUNT III OF THE COMPLAINT**

PLEASE TAKE NOTICE, upon the Counter-Statement of Material Facts Pursuant to Local Bankruptcy Rule 7056-1, the Declaration of Paul O'Dwyer, Esq., counsel for Plaintiff, the Declaration of Plaintiff Jose Borges, the annexed Memorandum of Law in Opposition to Defendant's Motion for Summary Judgment and in support of Plaintiff's Cross-motion for Partial Summary Judgment, and all attached exhibits, Plaintiff will move this Court before the Honorable Stuart M. Bernstein, United States Bankruptcy Judge for the Southern District of New York, at the United States Bankruptcy Courthouse, One Bowling Green, New York, New York, 10004-1408, at a date and time to be determined by the Court (should the Court determine that oral argument is necessary), for the entry of an order granting partial summary judgment to Plaintiff, pursuant to Fed. R. Bankr. Proc. 7056, on Count III of the Complaint in this Adversary Proceeding, and for such other relief as the Court deems just and proper.

Dated: New York NY
June 17, 2016

/S/ Paul O'Dwyer
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